

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

GLENN WALKER,

Plaintiff,

v.

THE AMERICAN COAL COMPANY,

**Defendant/Third Party
Plaintiff,**

v.

**DAVID STANLEY CONSULTANTS,
LLC. AND LEXINGTON INSURANCE
COMPANY OF FLORIDA,**

Third Party Defendants.

No. 3:08-33-WDS-CJP

ORDER AND JUDGMENT OF DISMISSAL WITH PREJUDICE

The matter coming before the Court on motion of Plaintiff and of Defendant/Third Party Plaintiff American Coal Company to dismiss all First-Party and Third-Party Claims with prejudice, the Court being informed by the parties of the settlement of this matter, said motion is **GRANTED** and it is hereby ordered, adjudged and decreed that this matter, including all claims and third-party claims is dismissed with prejudice, each party to bear its own costs.

DATED: January 15, 2009

s/*WILLIAM D. STIEHL*

DISTRICT JUDGE